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8 *Attorneys for Defendants State of California*  
*(by and through the California Highway*  
9 *Patrol)*

10 **IN THE UNITED STATES DISTRICT COURT**  
11 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

13 JACOB GREGOIRE,

14 Plaintiff,

15 v.

16  
17 CALIFORNIA HIGHWAY PATROL,  
an agency of the State of California;  
18 SERGIO FLORES, and DOES 1 to 20,  
19 Defendants.

Case No.: 14-cv-01749-GPC (DHB)

**DEFENDANTS' EX PARTE  
APPLICATION TO ALLOW  
TELEPHONIC APPEARANCE OF  
CHP REPRESENTATIVE AT  
MANDATORY SETTLEMENT  
CONFERENCE**

Date: Ex Parte  
Time: Ex Parte  
Courtroom: Tenth Floor (Annex)  
Judge: The Honorable David H.  
Bartick

22 **TO PLAINTIFF, JACOB GREGOIRE (BY AND THROUGH HIS**  
23 **ATTORNEYS OF RECORD), AND THE ABOVE-ENTITLED COURT:**

24 **PLEASE TAKE NOTICE** that Defendants State of California (by and  
25 through the California Highway Patrol) and Sergio Flores respectfully submit this  
26 ex parte application for an order allowing Carolyn Lloyd, Assistant Chief Counsel  
27 for the California Highway Patrol, to appear telephonically at the December 4,  
28 2015, Mandatory Settlement Conference.

1 This application is based on the grounds that CHP's Chief Counsel, Kim  
 2 Hunter, has encountered serious medical issues that prevent her from attending in  
 3 person. Ms. Lloyd has now been tasked with fulfilling her own role as the  
 4 Assistant Chief Counsel while at the same time serving as Acting Chief Counsel  
 5 and fulfilling the duty of managing all of CHP's civil litigation matters around the  
 6 State. Ms. Lloyd is heavily overtasked right now and for the indefinite future.  
 7 Because she is performing multiple roles at the highest level of the CHP Office of  
 8 Legal Affairs, it would be extremely burdensome for her to leave her post in  
 9 Sacramento to travel to San Diego on December 4, 2015. Ms. Lloyd can appear  
 10 telephonically, and she has authority to negotiate settlements on behalf of the CHP.  
 11 Deputy Attorney General Douglas E. Baxter is the assigned litigation counsel with  
 12 primary responsibility for handling the Defendants' defense and who will be  
 13 present in person at the Mandatory Settlement Conference.

14 This ex parte application is based on this notice, the supporting Declaration of  
 15 Douglas E. Baxter, and the supporting Memorandum of Points and Authorities  
 16 (served and filed herewith).

17 Dated: November 20, 2015

Respectfully submitted,

KAMALA D. HARRIS  
 Attorney General of California  
 RICHARD F. WOLFE  
 Supervising Deputy Attorney General

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